50N6151

DUNICINAL

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

WINSTON HAMILTON,

ORDER & SUDGAFAT

Plaintiff,

07 Civ. 3115 (BSJ) (KNF)

MICHAEL J. ASTRUE, Commissioner of Social Security,

Defendant.

WHEREAS, this action was remanded to the Commissioner of Social Security (the "Commissioner") for further administrative proceedings on January 14, 2008, pursuant to the fourth sentence of 42 U.S.C. § 405(q);

IT IS HEREBY ORDERED that this action is dismissed with prejudice and without costs to either party. The Clerk is directed to enter Judgment.

Dated: New York, New York

August / 7 , 2008

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